

PATENT
Customer No. 22,852
Attorney Docket No. 04772.0038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. National Phase Application of:)
International Application No.:)
PCT/IT2003/000868)
Inventors: Benedetto RIPOSATI et al.) Group Art Unit: Not Yet Assigned
Serial No.: 10/585,066)
Filed: June 27, 2006) Examiner: Not Yet Assigned
For: OPTICAL SIGNAL)
 POLARISATION CONTROL)
 METHOD AND CONTROLLER)
 DEVICE)

MAIL STOP PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PRELIMINARY AMENDMENT

Before examining this application, please amend this application as follows:

Amendments to the Specification begin on page 2 of this amendment.

Amendments to the claims are reflected in the listing of claims which begins on page 6 of this amendment.

An abstract is provided on page 14 of this amendment and as a separate page enclosed herewith.

Remarks begin on page 15 of this amendment.

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		CUSTOMER NO. 22,852 ATTORNEY'S DOCKET NUMBER: 04772.0038 U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/585,066
INTERNATIONAL APPLICATION NO. PCT/IT2003/000868	INTERNATIONAL FILING DATE December 31, 2003	PRIORITY DATE CLAIMED
TITLE OF INVENTION OPTICAL SIGNAL POLARISATION CONTROL METHOD AND CONTROLLER DEVICE		
APPLICANT(S) FOR DO/EO/US Benedetto RIPOSATI		
Applicant(s) herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed with the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)). <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 		
Items 11 to 20 below concern document(s) or information included:		
<ol style="list-style-type: none"> 11. <input type="checkbox"/> Information Disclosure Statement under 37 CFR 1.97 and 1.98 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A Substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154 (d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4). 20. <input type="checkbox"/> Other items or information: <ol style="list-style-type: none"> a. <input type="checkbox"/> Copy of cover page of International Publication No. WO b. <input type="checkbox"/> Copy of International Search Report from the _____ Patent Office c. <input type="checkbox"/> Copy of Notification of Missing Requirements. d. <input type="checkbox"/> e. <input type="checkbox"/> 		

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/585,066	INTERNATIONAL APPLICATION NO. PCT/IT2003/000868	ATTORNEY'S DOCKET NUMBER 04772.0038	
The following fees have been submitted:		CALCULATIONS	PTO Use Only
21. <input type="checkbox"/> BASIC NATIONAL FEE (37 CFR 1.492(a)).....		\$300.00	\$
22. <input type="checkbox"/> Examination fee (37CFR 1.492(c))			
If the Written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)		\$0	
All other situations		\$200	\$
23. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)		\$0	
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority		\$100	
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB.....		\$400	
All other situations		\$500	\$
		TOTAL of 21, 22 and 23 =	\$
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	Rate
- 100 =	/50=		x \$250.00
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).			\$
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total Claims	- 20 =		x \$50.00
Independent Claims	-3 =		x \$200.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00
		TOTAL OF ABOVE CALCULATIONS =	\$
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.			\$
		SUBTOTAL =	\$
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest priority date (37 CFR 1.492(l)).		+ \$	\$
		TOTAL NATIONAL FEE =	\$
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.		+ \$	\$
		TOTAL FEES ENCLOSED =	\$
		Amount to be refunded:	\$
		charged:	\$
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.			
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.			
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-0916</u> . A duplicate copy of this sheet is enclosed.			
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.			
SEND ALL CORRESPONDENCE TO: Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 901 New York Avenue, N.W. Washington, DC 20001-4413			
 SIGNATURE <u>Ernest F. Chapman, Reg. No. 25,961</u> NAME/REGISTRATION NUMBER			
DATED: October 11, 2006			